

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN

CHARLES HADDAD,

Plaintiff,

v.

Case No: 2:04CV74932

The Honorable Anna Diggs Taylor

Magistrate Judge Donald A. Scheer

INDIANA PACERS, an assumed name, a/k/a
PACERS BASKETBALL CORPORATION, an
Indiana corporation, JERMAINE O'NEIL and
ANTHONY JOHNSON, Jointly and Severally.

Defendants.

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**ANTHONY JOHNSON'S MOTION TO DISMISS PLAINTIFF'S
PRAYER FOR PUNITIVE AND EXEMPLARY DAMAGES,
AND INCORPORATED BRIEF**

Defendant Anthony Johnson ("Johnson") hereby moves to dismiss, and joins in Defendant Indian Pacers' (the "Pacers") motion to dismiss, Plaintiff Charles Haddad's prayer for exemplary and punitive damages. As grounds for its motion, Johnson relies on the reasons set forth in the Pacers' Motion to Dismiss Punitive And Exemplary Damages Claims Pursuant To Fed. R. Civ. P. 12(b)(6) and

brief in support filed with this court on March 16, 2005.

Respectfully submitted,

MILLER CANFIELD PADDOCK AND STONE, P.L.C.

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Dated: April 5, 2005

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

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CERTIFICATE OF SERVICE

I hereby certify that on **April 5, 2005**, I electronically filed:

Anthony Johnson's Motion To Dismiss Plaintiff's Prayer For Punitive and Exemplary Damages, and Incorporated Brief and this Certificate of Service

with the Clerk of the Court using the ECF system which will send notification of such filing to the following: Richard M. Apkarian, Steven M. Potter, and Jason J. Thompson;

and I hereby certify that I have mailed by United States Postal Service the papers to the following non-ECF participants:

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